


<b>Application for</b>  <b>CRAB QUOTA SHARE (QS) OR</b> <b>CRAB PROCESSOR QUOTA SHARE (PQS)</b>	<b>U.S. Dept. of Commerce</b> <b>NOAA Fisheries Service, Alaska Region</b> <b>Restricted Access Management Program</b> <b>Post Office Box 21668</b> <b>Juneau, Alaska 99802-1668</b>	
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***BLOCK A –TYPE(s) OF CRAB QS OR CRAB PQS FOR WHICH YOU ARE APPLYING***

***To be completed by all applicants.***

- ☐ Catcher Vessel Owner (CVO) or Catcher Processor Owner (CPO) QS LLP (for LLP License Holders)
- ☐ Catcher Vessel Crew (CVC) QS or Catcher Processor Crew (CPC) QS (for Captain/Crew Members)
- ☐ Processor PQS (for Crab Processors)

***BLOCK B – APPLICANT INFORMATION***

***To be completed by all applicants.***

1. Applicant Name:		2. NMFS Person ID:	3. Tax ID/SSN: <sup>1</sup>
4. Applicant's Permanent Business Mailing Address:			
5. Business Telephone Number:	6. Business Fax Number:	7. Business E-mail (if available):	
8. Is the Applicant an individual U.S. Citizen?  Yes <input type="checkbox"/> No <input type="checkbox"/> [If yes, complete question 8a]		9. Is the Applicant a U.S. Corporation, Partnership, or Other Entity?  Yes <input type="checkbox"/> No <input type="checkbox"/> [If yes, complete question 9a]	
8a. Enter Date of Birth:		9a. Enter Date of Incorporation or Business Formation:	
10. Is the Applicant a successor-in-interest to an eligible individual who is deceased?  Yes <input type="checkbox"/> No <input type="checkbox"/>  [If Yes, attach Death Certificate]		11. Is the Applicant a successor-in-interest to an eligible business entity that is no longer in existence?  Yes <input type="checkbox"/> No <input type="checkbox"/>  [If Yes, attach evidence of dissolution, including date]	

1. ***The Debt Collection Improvement Act***, in Section 7701 of title 31, United States Code requires collection of this information from each person doing business with a federal agency. This information is used for purposes of collecting and reporting any delinquent amounts arising out of such person's relationship with the government. This information is also used to verify the identity of the applicant(s) and to accurately retrieve confidential records related to federal commercial fishery permits issued under 50 CFR Part 680.

**BLOCK C – “SHORTCUT” APPLICATION PROCEDURE**

*To be completed by all applicants.*

All persons who have been identified in the Official Crab Rationalization Record (Official Record) as eligible to apply for QS or PQS have been sent notice of that fact by Restricted Access Management (RAM). The notice included an estimate(s), derived from the Official Record, of the percentage(s) of the appropriate QS/PQS pool(s) that the eligible applicant is qualified to receive by initial issuance.

**If you concur with the estimate(s) provided, there is no need to complete the rest of this application. Simply indicate that fact below, complete Block K by signing and dating the application, and submit it to RAM. Your QS/PQS will be issued following the close of the application period. If you agree with some, but not all, of the estimates provided, so indicate and move on through the application. Likewise, if you do not agree with any of the estimates, so indicate and move on.**

- ☐ I accept the estimate of the percentage(s) of the QS or PQS pool(s) for which I am eligible, as provided by NOAA Fisheries Service, and choose to make no contrary claims for any fishery(ies).
- ☐ I accept the estimate of the percentage(s) of only some of the QS or PQS pool(s) for which I am eligible, as provided by NOAA Fisheries Service, but not all; below (in Block D) I indicate the QS category(ies) and fishery(ies) for which I make contrary claims.
- ☐ I do not accept any estimate of the percentage(s) of the QS or PQS pool(s) for which I am eligible, as provided by NOAA Fisheries Service; below (in Block D) I indicate the QS category(ies) and fishery(ies) for which I make contrary claims.

**BLOCK D – FISHERY(ies) and QS/PQS TYPE(s)**

*To be completed only if you do not agree with the estimated percentage(s) derived from the Official Record.*

On the matrix below, indicate the estimated percentage of the QS or PQS pool(s), by crab fishery(ies) and by type(s) of QS/PQS, that you are claiming.

	EAG	WAG	BBR	BST	BSS	SMB	PIK	WAI
<b>CVO</b>	%	%	%	%	%	%	%	%
<b>CPO</b>	%	%	%	%	%	%	%	%
<b>CVC</b>	%	%	%	%	%	%	%	%
<b>CPC</b>	%	%	%	%	%	%	%	%
<b>PQS</b>	%	%	%	%	%	%	%	%

**BLOCK E – FOR CVO and CPO QS APPLICANTS**

***To be completed by applicants who are LLP License Holders.***

If you are premising your claim in any fishery(ies) to a higher percentage of the QS Pool(s) than set out in the Official Record, complete this Application Block (E). If your claim is premised on the activities of more than one vessel, complete Block E for each vessel– you may duplicate this form as necessary.

1. Vessel Name:	2. Vessel's ADF&G Number:	3. Vessel's USCG Number
4. Moratorium Permit(s) Used: Moratorium Permit Number      Year (Season)	5. LLP License(s) Used: LLP License Number      Year (Season)	

6. For each fishery and each listed qualifying year in which the vessel named above participated in the fishery, so indicate by entering the specific number of pounds landed.

Fishery	Fishing Season	Pounds Claimed	Fishing Season	Pounds Claimed	Fishing Season	Pounds Claimed	Fishing Season	Pounds Claimed	Fishing Season	Pounds Claimed
EAG:	1996 --		1997 --		1998 --		1999 --		2000 --	
WAG:	1996 --		1998 --		1999 --		2000 --		2001 --	
BBR:	1996 --		1997 --		1998 --		1999 --		2000 --	
PIK:	1994 --		1995 --		1996 --		1997 --		1998 --	
BST:	1992 --		1993 --		1994 --		1995 --		1996 --	
BSS:	1996 --		1997 --		1998 --		1999 --		2000 --	
SMB:	1994 --		1995 --		1996 --		1997 --		1998 --	
WAI:	1992 --		1993 --		1994 --		1995 --			

Note: To facilitate processing this application, please attach fish tickets or other information to support your claim that the above vessel participated in the fishery(ies) in the indicated year(s) and was the vessel from which the claimed pounds were landed.

**BLOCK F – CPO QS**

*To be completed by LLP license holders whose LLP license(s) are endorsed for use aboard a catcher/processor (CP) vessel, and who are claiming CPO QS*

1. LLP license number under which you are applying:	2. Was the vessel whose history gave rise to the LLP license under which you are applying used to process any of the BSAI crab species included in BLOCK D during 1998 or 1999? [ ] YES [ ] NO			
3. Name of vessel upon which processing occurred:	4. ADF&G Number:	5. Moratorium permit number:	6. Year(s) processing occurred: [ ] 1998 [ ] 1999	7. Species processed (use fishery code):

**BLOCK G – FOR CVO and CPO QS APPLICANTS (LLP License Holders)**

*To be completed by LLP license holders who are basing a claim for QS on the fishing history of a vessel that was not the vessel(s) whose history gave rise to the LLP license under which application is made (see Instructions)*

1. Name of vessel whose history you are choosing:		2. ADF&G Number:	3. USCG Number:
4. LLP crab license number under which you are applying:	5. Fishery for which you obtained the license (enter Fishery Code):		6. Date you received license by transfer:
7. Reason(s) for LLP license transfer for use aboard vessel identified in “1” above (use separate sheet, if necessary):			

**BLOCK H – FOR CVO and CPO QS APPLICANTS (LLP License Holders)**

*To be completed if you are claiming credit for landings under either “sunken vessel” provision (see Instructions)*

1. Name of vessel that sank:	2. ADF&G Number:	3. USCG Number:	4. Date of loss:
5. Name of replacement vessel:	6. ADF&G Number:		7. USCG Number:
8. Date replacement vessel construction began (keel laid):		9. Date replacement vessel entered fishery:	

**BLOCK I – FOR CVC OR CPC QS APPLICANTS**

***To be completed by eligible captains or crew members***

***Note: “Crew Quota Share” is issued only to individual U.S. citizens who were named on State of Alaska Interim Use Permit(s) (IUPs), who used their permit(s) to record landings of BSAI crab during certain years, and who can demonstrate recent participation in the fishery for which they seek QS (see Instructions )***

If you are premising your claim to QS in any fishery(ies) to a higher percentage of the QS Pool(s) for any CVC QS or CPC QS than set out in the Official Record, complete the table in Block I (below). If your claim is to obtain quota for more than one fishery, use more than one table in Block I – you may duplicate this form as necessary.

1. For each fishery for which you are seeking QS, use the table below to record your claim. Note that a separate table must be completed for each fishery for which you are applying. Qualifying seasons are set out in the Instructions. Duplicate the table as may be necessary to record claims for all fisheries.

Fishery	Season(s)	Name of Vessel from which the landings were made	Vessel's ADF&G Number	Your Interim-Use Permit Number	Pounds Landed in Season
(Enter Fishery Code)					

Fishery	Season(s)	Name of Vessel from which the landings were made	Vessel's ADF&G Number	Your Interim-Use Permit Number	Pounds Landed in Season
(Enter Fishery Code)					

**Note: To facilitate processing this application, please attach fish tickets, copies of permits, or other information to support your claims as set out on the table above.**

2. Is this application being completed on behalf of a deceased crew member?

[ ] YES [ ] NO

If YES, attach documentation proving status as a successor-in-interest to the applicant.

**BLOCK J – FOR PQS APPLICANTS***To be completed by eligible processors*

**Note:** An “eligible processor” is one that processed BSAI crab species during 1998 or 1999. A processor that did not process BSAI crab in either of those years may be eligible under the “hardship” provision in the regulations. To be eligible under that provision, an Applicant must have processed Bering Sea snow crab in every season, 1988 through 1997; additionally, in the time period beginning on January 1, 1996, and concluding on June 10, 2002, the Applicant must have invested at least \$1 million in increasing or improving crab processing capacity.

1. Did the Applicant process any Bering Sea crab PQS species in 1998 or 1999? ☐ YES ☐ NO

*If YES, proceed to Question 4. If NO, complete Questions 2 and 3 to claim eligibility under the “hardship” provision.*

2. Did the Applicant process BSS crab during each season, 1988 through 1997? ☐ YES ☐ NO

3. Did the Applicant invest a minimum of \$1 million in processing capacity in the time period beginning on January 1, 1996, and concluding on June 10, 2002? ☐ YES ☐ NO

4. For each fishery for which the Applicant is seeking PQS, use the table below to record the claim. Note that a separate table must be completed for each fishery/plant combination. Qualifying seasons for each fishery are set out in the Instructions. Duplicate the table as may be necessary to record all claims.

Fishery	Plant Location	Year	Proc. Code	Pounds
(Enter Fishery Code)	(Enter Name of City or Port)		F -	
			F -	
			F -	
Total Pounds: All 3 years:				

Fishery	Plant Location	Year	Proc. Code	Pounds
(Enter Fishery Code)	(Enter Name of City or Port)		F -	
			F -	
			F -	
Total Pounds: All 3 years:				

Fishery	Plant Location	Year	Proc. Code	Pounds
(Enter Fishery Code)	(Enter Name of City or Port)		F -	
			F -	
			F -	
Total Pounds: All 3 years:				

Fishery	Plant Location	Year	Proc. Code	Pounds
(Enter Fishery Code)	(Enter Name of City or Port)		F -	
			F -	
			F -	
Total Pounds: All 3 years:				

**BLOCK J – PROCESSOR QS (continued)**

- |   |                |
|---|----------------|
| 5. Has the Applicant entered into a Community Right of First Refusal (ROFR) contract governing the transfer of any PQS and/or IPQ subject to ROFR and issued as a result of this application?   | YES [ ] NO [ ] |
| 6. Has the Applicant entered into a contract that the legal processing history and rights to apply for and receive PQS based on that legal processing history have been transferred or retained by the Applicant (if YES, attach contract)? | YES [ ] NO [ ] |
| 7. If the Applicant is applying to receive PQS for the WAG crab QS fishery, does the Applicant own a crab processing facility in the West region (i.e., west of 174° W. long.)?   | YES [ ] NO [ ] |

**Additional PQS Application Requirements**

(Provisions for community right of first refusal (ROFR) for initial issuance of QS and PQS)

- An Applicant for PQS premised on legal crab processing that occurred in an Eligible Crab Community (ECC) other than Adak must submit:

An affidavit attesting that the Applicant has provided notice to the ECC of the Applicant's intent to apply for PQS, and that such notice was provided at least 60 days prior to the end of the application period.

- If the ECC has designated an entity to represent it in the exercise of ROFR, the Applicant must also submit:

An affidavit attesting to the completion of a contract for ROFR that includes the terms enacted under section 313(j) of the Magnuson-Stevens Act [a list of requisite contract terms is available from the NOAA Fisheries Service (NMFS) Alaska Region website at: [www.fakr.noaa.gov](http://www.fakr.noaa.gov); additionally, the list may be obtained by calling NOAA Fisheries Service at: 1-800-304-4846 (press "2") or 907-586-7344]. The affidavit must be signed by the Applicant and by a representative of the designated ECC entity.

- An applicant for PQS premised on legal crab processing that occurred in the Gulf of Alaska north of a line at 56°20' N. lat., must submit:

An affidavit attesting that the Applicant has provided notice to the City of Kodiak and to the Kodiak Island Borough of the Applicant's intent to apply for PQS, and that such notice was provided at least 60 days prior to the end of the application period.

- If the City of Kodiak and Kodiak Island Borough designate an entity to represent it in the exercise of ROFR, the Applicant must submit:

An affidavit attesting to completion of a contract for ROFR that includes the terms enacted under section 313(j) of the Magnuson-Stevens Act [a list of contract terms is available from the NOAA Fisheries Service (NMFS) Alaska Region website at: [www.fakr.noaa.gov](http://www.fakr.noaa.gov); additionally, the list may be obtained by calling NOAA Fisheries Service at: 1-800-304-4846 (press "2") or 907-586-7344]. The affidavit must be signed by the Applicant and by a representative of the designated ECC entity.

**BLOCK K – APPLICANT SIGNATURE**

*Under penalty of perjury, I certify by my signature below that I have examined the information and the claims provided on this application and, to the best of my knowledge and belief, the information presented here is true, correct, and complete.*

1. Signature of Applicant:

2. Date:

3. Printed Name of Applicant: (**Note:** If this is completed by an authorized representative, attach authorization.):

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**PUBLIC REPORTING BURDEN STATEMENT**


Public reporting burden for this collection of information is estimated to average 2 hours per response, including time for reviewing the instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this estimated burden to Assistant Regional Administrator, Sustainable Fisheries Division, NOAA Fisheries Service (NMFS), P.O. Box 21668, Juneau, AK 99802-1668.

**ADDITIONAL INFORMATION**

Before completing this form, please note the following: 1) Notwithstanding any other provision of law, no person is required to respond to, nor shall any person be subject to a penalty for failure to comply with, a collection of information subject to the requirements of the Paperwork Reduction Act, unless that collection of information displays a currently valid OMB Control Number. 2) This information is mandatory and is required to manage commercial fishing efforts under 50 CFR part 680 and under section 402(a) of the Magnuson-Stevens Act (16 U.S.C. 1801, *et seq.*) and under 16 U.S.C. 1862(j). 3) Responses to this information request are confidential under section 402(b) of the Magnuson-Stevens Act (16 U.S.C. 1801, *et seq.*). They are also confidential under NOAA Administrative Order 216-100, which sets forth procedures to protect confidentiality of fishery statistics.

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<p><b>Instructions for applying for</b></p> <p><b>CRAB QUOTA SHARE (QS) AND</b></p> <p><b>CRAB PROCESSOR QUOTA SHARE (PQS)</b></p>	<p><b>U.S. Department of Commerce</b>  <b>NOAA Fisheries Service, Alaska Region</b>  <b>Restricted Access Management (RAM)</b>  <b>Post Office Box 21668</b>  <b>Juneau, Alaska 99802-1668</b></p> 
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## General Guidelines for Preparing Applications

**The application period begins on April 4, 2005, and  
 expires at 5:00 p.m., Alaska Daylight Time, on**

**Friday, June 3, 2005**

To be favorably considered, an application **must** be submitted to RAM by that date and time; an application that is postmarked, received by facsimile or hand-delivered after that date and time will be denied as untimely.

- Please type or print legibly in ink, and date and sign the application.
- Retain a copy of completed application for your records.
- Mail, send by facsimile, or hand-deliver the completed application, together with all attachments, to:

**NOAA Fisheries Service, Alaska Region**  
**Restricted Access Management**  
**(mail): P.O. Box 21668 ▪ Juneau, AK 99802-1668**  
**(street): 709 W. 9<sup>th</sup> St., Suite 713 ▪ Juneau, AK 99801**  
**(facsimile): 907-586-7354**

### Why Impose an Application Deadline?

The application deadline serves two important purposes: a) first, it provides a degree of finality, stability, predictability, and certainty to the process; and, b) even more important, it insures that all applications are received before processing is completed and Quota is awarded, a feature that is particularly important in instances when Applicants submit competing applications for QS or PQS, premised on the same harvesting or processing activity.

## Crab Rationalization Program Elements

Included in the application packet are a number of documents prepared by the NOAA Fisheries Service, Sustainable Fisheries Division. These documents summarize and explain all of the elements of the Crab Rationalization program and include a comprehensive list of Questions and Answers about the program. Applicants are strongly encouraged to read this material (which may also be found on the Internet at: [www.fakr.noaa.gov](http://www.fakr.noaa.gov)).

## The Application Process

### The “Official Crab Rationalization Record”

To assist with the application process, RAM has assembled a comprehensive database (the “Official Crab Rationalization Record” or “Official Record”) that contains relevant information on the BSAI crab fisheries, including permit holder and fish ticket landing files, processing information, and other data required for properly assigning harvesting and processing histories to qualified persons and calculating the amounts of QS and PQS to which they are entitled. The information in the Official Record has been derived from a variety of sources,

including the Alaska Department of Fish and Game (ADFG), the Commercial Fisheries Entry Commission (CFEC), the Alaska Department of Revenue, and NOAA Fisheries Service (NMFS).

The Official Record is presumed to be correct. An Applicant who chooses to challenge the information in the Official Record, or the conclusions drawn from that information, bears the regulatory burden of demonstrating that the Official Record is inaccurate and should be changed.

To facilitate the application process, RAM has created a separate and unique document (the *Summary of Official Record*) for each person who appears to be eligible to receive QS or PQS by initial issuance. The Summary has been included with each person's application. The Summary displays non-confidential information in the Official Record that is specific to each Applicant, and shows the basis upon which RAM will allocate QS and PQS.

#### Making and Supporting Contrary Claims – RAM Determinations

RAM will review all timely submitted applications to identify claims that dispute the Official Record estimates of the QS or PQS that will be allocated. As noted above, an Applicant who claims QS or PQS that is not supported by the Official Record must provide sufficient evidence to cause RAM to amend the Official Record. If insufficient evidence is provided with the application, RAM will formally provide the Applicant with a Notice that s/he has 30 days during which to provide additional evidence. During the 30-day period, RAM will take no action on the application, thus insuring Applicants that their claims and evidence will be examined before a determination is made.

##### **Why Will No Interim Quota be Issued?**

Issuing interim shares is not required by the Administrative Procedures Act. Additionally, it is not in the interests of participants to encourage Applicants to present claims they cannot support. This is because every unit of Quota in a Quota Share Pool dilutes the relative value of every other unit. By focusing the process on favorably considering the more meritorious claims, the process is expedited and all participants will benefit.

Following the 30-day period, RAM will review the record and determine whether the submitted evidence is sufficient to cause RAM to change the Official Record and issue the disputed QS or PQS. If it is, then the Official Record will be changed, the Applicant will be notified, and the claimed QS or PQS will be issued. If the evidence is insufficient, RAM will prepare a formal Initial Administrative Determination (IAD) to deny the claim (either partially or in its entirety). The IAD will be a formal document that will:

- identify the disputed issue(s) presented by the application;
- present the background (procedural and evidentiary) of the application and the action taken on it;
- discuss the claim and evidence in light of the contents of the Official Record and relevant regulations; and,
- set out a formal determination to deny all or part of the claim.

The IAD will also present detailed instructions for appealing it to the NOAA Fisheries Service Office of Administrative Appeals (OAA). The IAD will provide the Applicant 60 days during which an appeal may be filed.

During the time that a claim is in dispute, no "interim" QS or PQS will be issued. If an Applicant eventually prevails on appeal and Final Agency Action is taken to approve the claim, the disputed QS or PQS will be issued at that time.

#### The Office of Administrative Appeals (OAA) – Final Agency Action

The OAA is a separate unit within the office of the Regional Administrator for the Alaska Region of NOAA Fisheries Service. The Office, which is independent of RAM, is charged with developing a record and preparing a formal decision on all appeals. Unless the Regional Administrator intervenes, the OAA's decision becomes the Final Agency Action thirty days after it is issued. An Applicant who is aggrieved by the Final Agency Action may then appeal to the U.S. District Court.

## **Completing the Application – Step by Step**

The application is divided into a series of “Blocks” (Block A through Block K). Not all Applicants will need to complete all of the Blocks, but an application will not be complete unless all of the following blocks are completed: Block A (type of quota for which application is made); Block B (identification of Applicant); Block C (the “shortcut” application procedure); and Block K (the signature block).

Below, each block is explained and specific instructions for completing it are provided.

### **Block A – Type(s) of Crab QS or Crab PQS for which you are applying**

Indicate on the form the type(s) of quota for which you are applying; note that an Applicant applying for more than one type (e.g., both CVO/CPO and CVC/CPC) may apply using the same form.

### **Block B – Applicant information**

Complete all questions on the form (they are self-explanatory), and please note the following:

- The request for an Applicant’s Social Security Number (if an individual) or Tax ID number (if a corporation, partnership, or other entity) is requested pursuant to the **Debt Collection Improvement Act**, as set out in Section 7701 of title 31, United States Code, which requires collection of this information from each person doing business with a federal agency. This information is used for purposes of collecting and reporting any delinquent amounts arising out of such person’s relationship with the government. This information is also used to verify the identity of the Applicant(s) and to accurately retrieve confidential records related to federal commercial fishery permits issued under 50 CFR Part 680.
- Additional documentation is needed if the person completing the form is acting on behalf of an eligible individual who has died or an eligible business entity that has dissolved or is otherwise no longer in business. Documentation should include, as appropriate, a Death Certificate, articles of dissolution, Power of Attorney, and any other documents that are necessary to clarify the Applicant’s status and the preparer’s authority to represent the Applicant.

### **Block C – “Shortcut” application procedure**

To complete this block, it will be necessary to refer to the “Summary of Official Record” that has been provided with the application (if you did not receive a summary, or if one does not accompany the application forms mailed to you, it is because the Official Record does not contain information that indicates that you are an eligible Applicant).

If you agree with the estimates set out on the Summary(ies) provided, then so indicate in the space provided (“I accept the estimate...” in Block C and proceed to Block K (the signature block). If, for any reason, you do not agree with, or accept, all or part of the information provided on the Summary(ies), then so indicate in the appropriate space and move on through the application.

On the following pages, we provide an explanation of the steps taken to develop the Official Record estimates for each type of quota, from what data they were derived, and why the information provided can only be “estimates” of the amount of quota to be issued. This information is explained by category of eligible Applicants (LLP License Holders, Captain/Crew, and Processors). For a more general background of program requirements, please see the informational materials that are included in the application packet.

## Summary of Official Record -- LLP License Holders

Basis for QS Allocation	Initial QS amounts are determined by averaging the percentages of the harvest in each fishery during the qualifying seasons from the vessel(s) associated with the LLP license; 97% of the QS units in the Initial Quota Share Pool will be allocated to qualified LLP license holders.	
Steps Taken to Develop Summary of Official Record	<b>Steps (for each LLP license and fishery)</b>	<b>How Displayed on Summary</b>
	1. Sum landings for each vessel(s)	Not Displayed
	2. Divide by LLP holder annual denominator to get percentage for that fishery and season	Not Displayed
	3. Drop seasons with the lowest percentages (if required)	(Remaining Seasons) Displayed as: <i>Season(s) Selected</i>
	4. Calculate average percentage for “best” years (i.e. divide sum of percentages by the number of allowed qualifying seasons)	Displayed as: <i>Average percentage of Fishery</i>
	5. Compute “Percentage of Total Percentages” (i.e., divide average percentage by the sum of all persons’ average percentages)	Displayed as: <i>Percentage of Total Percentages</i>
	6. Sum the percentages of total percentages of all licenses for that person	Displayed as: <i>= X% of LLP Holder Allocation</i>
	7. Multiply the result times 0.97 of the Initial QS Pool for the fishery, as set out in the regulations	Displayed as: <i>Estimated Number of QS Units to be Issued</i>
	8. Calculate CVO and CPO percentages	Displayed as: <i>Percent CVO and Percent CPO</i>

In addition to the information described above, the appropriate annual denominators (sum of all estimated qualifying pounds for each fishery and season) are set out on the Summary. These amounts may differ somewhat from the amounts estimated by the North Pacific Fishery Management Council (Council), upon which many participants have relied to estimate their QS/PQS allocations. They differ because the Official Record has been developed with more recent data and has been adjusted for factors that were not known to the Council. Further, the Official Record has been adjusted to insure that it is compatible with the requirements of the Final Rule.

We may not display the amounts of the landings because of confidentiality constraints. Applicants who wish to challenge the Official Record calculations must independently determine their fishing/processing histories. The harvest data in the Official Record are “robust” and reliable, and comprise the best available information from all sources. The fish ticket data have been used to determine eligibility for harvest privileges under other programs (e.g., the Moratorium and the LLP) and have been reviewed by professional staff for a number of years. Accordingly, it is highly unlikely that landings information that has been submitted to the ADFG will not be included in the Official Record.

### Why Are Amounts Displayed as “Estimates”?

The percentages and QS units to be issued displayed on the Summary are labeled as “estimates” because the exact amounts will not be known until all applications have been received and processed.

Recall that an Applicant who wishes to challenge the Official Record bears the burden of demonstrating that the Official Record is erroneous. In most cases (with respect to harvest amounts) doing so will require submission of fish tickets that were not entered into the ADFG data base, but which nevertheless recorded harvests and landings that were made in compliance with all State and Federal regulations in effect at the time they were made.

## Summary of Official Record -- Captains/Crew Members

Basis for QS Allocation	Initial QS amounts are determined by averaging the percentages of the harvest in each fishery during the qualifying seasons as recorded on fish tickets signed by the qualifying Captain/Crew Member; 3% of the QS units in the Initial Quota Share Pool will be allocated to qualified Captain/Crew Members.	
Steps Taken to Develop Summary of Official Record	<b>Steps (for each CFEC Interim-Use Permit Holder and fishery)</b>	<b>How Displayed on Summary</b>
	1. Sum qualified landings in each season	See #3
	2. Divide by Captain/Crew annual harvest denominator for each season, yielding your percentage of the fishery	See #3
	3. Drop seasons with the lowest percentages (if required)	(Remaining Seasons) displayed as: <i>(from step #1) Total Harvest Under CFEC Permit(s); and (from step #2) Percentage of Annual Harvest Denominator</i>
	4. Calculate an <u>average</u> annual percentage (i.e., divide the sum of your best seasons' "Percentage of Annual Harvest Denominators" by the total number of allowed qualifying seasons)	Not Displayed
	5. Compute a "Percentage of Total Percentages" (i.e., divide your average annual percentage by the sum of all Captain/Crew Member average annual percentages for the fishery)	Displayed as: <i>= X% of Crew Allocation</i>
	6. Multiply the result times 0.03 of the Initial QS Pool for the fishery, the amount set out in the regulations for Captains/Crew Members	Displayed as: <i>Estimated Number of QS Units to be Issued</i>
	7. Calculate CVC and CPC percentages	Displayed as: <i>Percent CVC and Percent CPC</i>

In addition to the information above, the appropriate annual denominators (sum of all estimated qualifying pounds for each fishery and season) are set out on the Summary. These amounts differ from the amounts calculated by the North Pacific Fishery Management Council (Council), upon which many participants have relied to estimate their QS/PQS allocations. They differ because the Official Record has been developed with more recent data and has been adjusted for factors that were not known to the Council. Further, the Official Record has been adjusted to insure that it is compatible with the requirements of the Final Rule.

Captains and crew who held CFEC Interim-Use Permits and signed the fish tickets may view the landings information derived from those fish tickets. Therefore, we have displayed the landings totals (by season and fishery) in the Summary.

As noted earlier, the harvest data in the Official Record are "robust" and reliable, and comprise the best available information from all sources. The fish ticket data have been used to determine eligibility for harvest privileges under other programs (e.g., the Moratorium and the LLP) and have been reviewed by professional staff for a number of years. Accordingly, it is highly unlikely that landings information that has been submitted to the ADFG will not be included in the Official Record.

Recall that an Applicant who wishes to challenge the Official Record bears the burden of demonstrating that the Official Record is erroneous. In most cases (with respect to harvest amounts) doing so will require submission of fish tickets that were not entered into the ADFG data base, but which nevertheless recorded harvests and landings that were made in compliance with all State and Federal regulations in effect at the time they were made.

## Summary of Official Record -- Processors

Basis for PQS Allocation	Initial PQS amounts are determined as the percentage of the harvest in each fishery that was processed by the Applicant during the combined qualifying seasons. The percentage for each shore facility and processing only vessel is summed to be the percentage of the Initial Quota Share Pool and further converted to PQS units.	
Steps Taken to Develop Summary of Official Record	<b>Steps (for each Plant and Processing Only Vessel, and fishery)</b>	<b>How Displayed on Summary</b>
	1. Sum pounds purchased for all qualifying seasons	Displayed as: <i>Total Pounds Processed **</i>
	2. Divide by the Total Processing Denominator (TPD), yielding a percentage of the TPD for that fishery	Displayed as: <i>Percentage of Fishery Total Processing Denominator **</i>
	3. Sum Percentage of TPDs for all plants and processing only vessels	Displayed as: <i>= X% of Processor Allocation</i>
	4. Multiply the result times the units in the Initial PQS Pool (as set out in the regulations)	Displayed as: <i>Estimated Number of PQS Units to be Issued</i>
	5. Compute Regional Assignments	Displayed as: <i>Percent for (xxxx) Region</i>
<b>** Note:</b> Pounds will only be displayed if the sum is derived from deliveries from a minimum of four distinct CFEC Permit Holders		

In addition to the information above, the appropriate denominator (sum of all estimated qualifying pounds for each fishery and all seasons) is set out on the Summary. This amount differs from the amounts calculated by the North Pacific Fishery Management Council (Council), upon which many participants have relied to estimate their anticipated QS/PQS allocations. They differ because the Official Record has been developed with more recent data and has been adjusted for factors that were not known to the Council. Further, the Official Record has been adjusted to insure that it is compatible with the requirements of the Final Rule.

Because harvest data are confidential, as a general rule we may display amounts processed only when the data are aggregated from the activities of a minimum of four permit holders. Applicants who wish to challenge the Official Record calculations must independently determine their fishing/processing histories. However, and as noted earlier, the harvest data in the Official Record are “robust” and reliable, and comprise the best available information from all sources. The fish ticket data have been used to determine eligibility for harvest privileges under other programs (e.g., the Moratorium and the LLP) and have been reviewed by professional staff for a number of years. Accordingly, it is highly unlikely that landings information that has been submitted to the ADFG will not be included in the Official Record.

Recall that an Applicant who wishes to challenge the Official Record bears the burden of demonstrating that the Official Record is erroneous. In most cases (with respect to harvest amounts) doing so will require submission of fish tickets that were not entered into the ADFG data base, but which nevertheless recorded harvests and landings that were made in compliance with all State and Federal regulations in effect at the time they were made.

### **Block D – Fishery(ies) and QS/PQS Type(s)**

If, after reviewing the information provided on the Summary of the Official Record and examining your own records, you believe that the estimates of Quota amounts provided on your Summary meet with your expectations, please so indicate by simply checking the appropriate box and signing the application.

On the other hand, if you feel that the Official Record amounts are inaccurate and differ from your own calculations, you must make a specific claim(s) in the matrix provided in Block D. It is particularly important that you provide a specific estimated percent of the Quota Share Pool(s); otherwise, it will not be possible to evaluate evidence and other information to determine if you have met your burden of demonstrating that the Official Record is erroneous.

### **Block E – For CVO and CPO QS Applicants (LLP License Holders) Only**

CVO and CPO Quota will only be issued to persons who hold permanent, fully transferable LLP crab licenses. Nevertheless, if you hold an interim license because no Final Agency Action has been taken on your LLP application, we suggest you apply anyway; in that way, if you prevail and your license becomes permanent, you will be positioned to receive QS.

The fishing history upon which the Quota award is to be based is the combined fishing history(ies) of the vessel(s) that: a) gave rise to the LLP license; and b) participated in the fisheries under the authority of the LLP license. Therefore, to advance your claim, it is essential that you identify each vessel's relevant history, by species and season, upon which that claim is predicated.

The Summary of the Official Record will display the name(s) of all vessels that, according to RAM's record, are associated with each LLP license. If you believe the vessel(s) are improperly identified, or the percentages estimated are too small, complete Block E. Please note that **failure to complete Block E to support the claim you made in Block D will result in your claim being rejected.**

Note that a **separate copy of Block E should be submitted** for each vessel whose history gave rise to, and was developed under the authority of, your LLP license. Please duplicate and complete the Block as may be necessary.

### **Block F - For CPO QS Applicants (LLP License Holders) Only**

To be awarded Catcher/Processor (CPO) Quota, an LLP license holder must satisfy two conditions: a) your LLP license must be endorsed for use aboard a catcher/processor; and, b) at least one of the vessels whose history gave rise to the LLP license must have been used to process BSAI crab at sea during one or both years, 1998 and 1999. Note that if you satisfy both conditions, you will receive CPO QS only the portion of your vessel's history that was actually processed at sea.

If you wish to make a claim for CPO Quota, please complete Block F. Indicate the LLP number under which you are applying, the name and ADFG Number of the vessel used to harvest and process crab, the years in which such processing occurred, and the fishery code for the species that was processed.

## **Block G – For CVO and CPO QS Applicants (LLP License Holders) Only**

Under limited circumstances, an Applicant may choose the fishing history of the vessel upon which the LLP license is currently being used instead of the fishing history of the vessel that gave rise to the license. However, to qualify to make this election, certain conditions must exist (see box).

To make this claim, complete Block G. Most of the questions are self-explanatory. Note, however, that **Question #G-7 is essential to your claim.** Thoroughly explain the circumstances that led you to receive your LLP license by transfer and to use it on your vessel in the indicated fishery(ies). Use one or more separate sheets of paper, if necessary to fully explain the circumstance. An explanation in the form of an affidavit is acceptable.

### **When May an Applicant Choose?**

- \* The Applicant must have deployed a vessel in a crab QS fishery under the authority of an interim or permanent LLP license;
- \* The Applicant must hold an LLP license and must have received that license by transfer before January 1, 2002; and
- \* The Applicant must have obtained the license to insure that his/her vessel could continue to participate in one or more specific crab fishery(ies).

## **Block H – For CVO and CPO QS Applicants (LLP License Holders) Only**

There are two circumstances under which an Applicant may seek fishing history credit from vessels that were lost and did not participate in the fisheries. The two circumstances are as follows:

**First**, if an Applicant's vessel was lost and:

- a) if the Applicant was temporarily denied eligibility to replace it because of the provisions of Pub. L. No. 106-554; and
- b) if a replacement vessel was under construction (keel laid) by June 10, 2002; and,
- c) if the completed replacement vessel participated in any Bering Sea crab fishery by no later than October 31, 2002,

RAM will presume landings for that vessel for the seasons between the time the vessel was lost and the time the vessel was replaced. The amount of the landings credited will be 50% of the Applicant's average legal landings for each fishery in the qualifying season(s) during which the Applicant's vessel did not participate.

**Second**, if an Applicant's vessel was lost and subsequently replaced under the provisions of the "recent participation" requirements of the LLP program [see 50 CFR § 679.4(k)(5)(v)], then RAM will presume landings for that vessel in the relevant endorsement fishery(ies). The amount of the landings credited will be 50% of the Applicant's average legal landings for each fishery in the qualifying season(s) during which the Applicant's vessel did not participate.

To make a claim for qualifying landings under either lost vessel provision, complete Block H by identifying the lost vessel and the replacement vessel, and by further providing information on the date that reconstruction commenced and the date on which the replacement vessel first entered the crab fishery.

## **Block I – for CVC and CPC QS Applicants (Eligible Captain and Crew) Only**

An individual who was named on a CFEC Interim-Use Permit (IUP) and who used that permit to make landings of crab QS species during certain qualifying seasons, is eligible for CVC or CPC Quota. Overall, 3% of the QS will be issued to this "Captain/Crew" sector. Appendix I to these Instructions (derived from the Regulations) displays the qualifying seasons, as well as the requirements for "recent participation" as it applies to each fishery.



Unlike the other sectors, confidentiality of data is not a problem for this sector. This is because the harvest information being displayed on the Summary of the Official Record is taken directly from fish tickets actually signed by the eligible IUP holder.

#### Estates of IUP Holders

If an otherwise eligible IUP holder has died, his/her Estate may apply for the QS. In that case, check the appropriate box in Block I and attach evidence of the demise of the eligible Applicant (e.g., a Death Certificate) as well as documentation that the person completing the application is authorized to act on behalf of the Estate.

An individual who believes that the Summary amounts are incorrect should complete Block I to claim a specific number of pounds for each species and season.

Block I contains a series of tables; **complete a separate table for each fishery for which application is made.** If necessary, duplicate Block I and submit additional tables to make your claim.

### **Block J – for Processor Quota Share (PQS) Applicants**

A Processor that disagrees with the information provided on the Summary of the Official Record should complete Block J to make an additional claim. Generally, to be eligible to receive PQS upon initial issuance, a Processor must have processed BSAI crab QS species in either 1998 or 1999 (or both). If that condition is met, then the amount of PQS that is issued for a fishery is determined by calculating the Processor's total pounds over the relevant seasons as a percentage of the Total Processing Denominator (as set out on the Summary of the Official Record).

Additionally, a Processor who is a person "...to whom the legal processing of crab has been transferred by the express terms of a written contract that clearly and unambiguously provides that such legal processing of crab has been transferred..." may also be eligible. A Processor making such a claim should so indicate on the application form (space J-6).

A Processor who feels that the Official Record does not include all of the relevant processing history should complete the table(s) in Block J. Note that a separate table should be completed for each species and plant or processing vessel for which history is claimed by the Applicant. Duplicate the form as necessary to accommodate all claims for processing history.

Certain "Community Protection" measures pertain to Processors seeking PQS under the program. Before an application for PQS is considered complete, the Applicant must comply with the requirements set out in Block J (Application Page 7). Note that additional information pertaining to the requirements may be found on the Alaska Region website at: **[www.fakr.noaa.gov](http://www.fakr.noaa.gov)**.

#### **Processor Eligibility – "Hardship" Provision**

If an Applicant did not process crab QS species in either 1998 or 1999, it may gain eligibility under the "Hardship" provision, as follows:

- a) The Applicant must have processed BSS crab in every season from 1988 through 1997 (inclusive); and,
- b) In the period beginning on January 1, 1996, and concluding on June 10, 2002, the Applicant must have spent a minimum of \$1,000,000 on expanding or improving its crab processing capacity.

## **Block K – Applicant’s Signature**

Print the name of the Applicant, and then sign and date the Application. If the person who is signing is the authorized representative of the Applicant, submit appropriate documents to establish the authority to act on behalf of the Applicant.

## **Final Steps**

Assemble your completed and signed Application, together with all supporting documents and mail the Application to:

NOAA Fisheries Service (NMFS)  
Restricted Access Management  
P.O. Box 21668  
Juneau, AK 99802-1668

The Application may also be sent by facsimile to RAM; the fax number is: **907-586-7354**.

Finally, the Application may be hand-delivered to the RAM Office, at the following street address:

NOAA Fisheries Service  
Restricted Access Management  
709 W. 9<sup>th</sup> St., Suite 713  
Juneau, AK 99801

Further Questions about the program and its many elements may be directed to the appropriate agency representatives, as follows:

Questions About...	Should be Directed to ...	Who May be Contacted as Follows ...
Applications/Appeals/Transfers/Quota Management, etc.	Restricted Access Management	800-304-4846 (press “2”) 907-586-7202 e-mail: <b>RAM.Alaska@noaa.gov</b>
Regulations/Arbitration System	Sustainable Fisheries Division	800-304-4846 (press “3”) 907-586-7228 e-mail: <b>Regs.Alaska@noaa.gov</b>
Economic Data Reporting	Sustainable Fisheries Division	800-304-4846 (press “3”) 907-586-7228 e-mail: <b>Regs.Alaska@noaa.gov</b>
	Alaska Fisheries Science Center	206-526-4114
Monitoring and Enforcement	Office of Law Enforcement	907-586-7225

**Appendix I - Table 7 to Part 680 (adapted) -- Initial Issuance of Crab QS by Crab QS Fishery**

<p align="center"><b>Column A:</b> <b>Crab QS Fisheries</b></p> <p>For each crab QS fishery, the Regional Administrator shall calculate (see §680.40(c)(2):</p>	<p align="center"><b>Column B:</b> <b>Qualifying Seasons for QS</b></p> <p>QS for any qualified person based on that person's total legal landings of crab in each of the crab QS fisheries for any:</p>	<p align="center"><b>Column C:</b> <b>Eligibility Seasons for CVC and CPC QS</b></p> <p>In addition, each person receiving CVC and CPC QS must have made at least one landing per year, as recorded on a State of Alaska fish ticket, in any three years during the base period described below:</p>	<p align="center"><b>Column D:</b> <b>Recent Participation Seasons for CVC and CPC QS</b></p> <p>In addition, each person receiving CVC or CPC QS, must have made at least one landing, as recorded on a State of Alaska fish ticket, in at least 2 of the last 3 fishing seasons in each of the crab QS fisheries as those seasons are described below:</p>	<p align="center"><b>Column E:</b> <b>Subset of Qualifying Seasons</b></p> <p>The maximum number of qualifying years that can be used to calculate QS for each QS fishery is:</p>
Bristol Bay red king crab (BBR)	4 of the 5 seasons beginning on: 1. 11/01/1996 -- 11/05/1996; 2. 11/01/1997 -- 11/05/1997; 3. 11/01/1998 -- 11/06/1998; 4. 10/15/1999 -- 10/20/1999; and 5. 10/16/2000 -- 10/20/2000.	3 of the 5 seasons beginning on: 1. 11/01/1996 -- 11/05/1996; 2. 11/01/1997 -- 11/05/1997; 3. 11/01/1998 -- 11/06/1998; 4. 10/15/1999 -- 10/20/1999; and 5. 10/16/2000 -- 10/20/2000.	1. 10/15/1999 -- 10/20/1999; 2. 10/16/2000 -- 10/20/2000; and 3. 10/15/2001 -- 10/18/2001.	4
Bering Sea snow crab (BSS)	4 of the 5 seasons beginning on: 1. 01/15/1996 -- 02/29/1996; 2. 01/15/1997 -- 03/21/1997; 3. 01/15/1998 -- 03/20/1998; 4. 01/15/1999 -- 03/22/1999; and 5. 04/01/2000 -- 04/08/2000.	3 of the 5 seasons beginning on: 1. 01/15/1996 -- 02/29/1996; 2. 01/15/1997 -- 03/21/1997; 3. 01/15/1998 -- 03/20/1998; 4. 01/15/1999 -- 03/22/1999; and 5. 04/01/2000 -- 04/08/2000.	1. 04/01/2000 -- 04/08/2000; 2. 01/15/2001 -- 02/14/2001; and 3. 01/15/2002 -- 02/08/2002.	4
Bering Sea Tanner crab (BST)	4 of the 6 seasons beginning on: 1. 11/15/1991 -- 03/31/1992; 2. 11/15/1992 -- 03/31/1993; 3. 11/01/1993 -- 11/10/1993 - 11/20/1993 -- 01/01/1994; 4. 11/01/1994 -- 11/21/1994; 5. 11/01/1995 -- 11/16/1995; and 6. 11/01/1996 -- 11/05/1996 - 11/15/1996 -- 11/27/1996.	3 of the 6 seasons beginning on: 1. 11/15/1991 -- 03/31/1992; 2. 11/15/1992 -- 03/31/1993; 3. 11/01/1993 -- 11/10/1993 - 11/20/1993 -- 01/01/1994; 4. 11/01/1994 -- 11/21/1994; 5. 11/01/1995 -- 11/16/1995; and 6. 11/01/1996 -- 11/05/1996 - 11/15/1996 -- 11/27/1996.	in any 2 of the last 3 seasons prior to 06/10/2002 in the following fisheries: ▪ EAG, ▪ WAG, ▪ BSS, or ▪ BBR.	4
Eastern Aleutian Islands golden (brown) king crab (EAG)	5 of the 5 seasons beginning on: 1. 09/01/1996 -- 12/25/1996; 2. 09/01/1997 -- 11/24/1997; 3. 09/01/1998 -- 11/07/1998; 4. 09/01/1999 -- 10/25/1999; and 5. 08/15/2000 -- 09/24/2000.	3 of the 5 seasons beginning on: 1. 09/01/1996 -- 12/25/1996; 2. 09/01/1997 -- 11/24/1997; 3. 09/01/1998 -- 11/07/1998; 4. 09/01/1999 -- 10/25/1999; and 5. 08/15/2000 -- 09/24/2000.	1. 09/01/1999 -- 10/25/1999; 2. 08/15/2000 -- 09/24/2000; and 3. 08/15/2001 -- 09/10/2001.	5

<p><b><u>Column A:</u></b> <b>Crab QS Fisheries</b></p> <p>For each crab QS fishery, the Regional Administrator shall calculate (see §680.40(c)(2):</p>	<p><b><u>Column B:</u></b> <b>Qualifying Seasons for QS</b></p> <p>QS for any qualified person based on that person's total legal landings of crab in each of the crab QS fisheries for any:</p>	<p><b><u>Column C:</u></b> <b>Eligibility Seasons for CVC and CPC QS</b></p> <p>In addition, each person receiving CVC and CPC QS must have made at least one landing per year, as recorded on a State of Alaska fish ticket, in any three years during the base period described below:</p>	<p><b><u>Column D:</u></b> <b>Recent Participation Seasons for CVC and CPC QS</b></p> <p>In addition, each person receiving CVC or CPC QS, must have made at least one landing, as recorded on a State of Alaska fish ticket, in at least 2 of the last 3 fishing seasons in each of the crab QS fisheries as those seasons are described below:</p>	<p><b><u>Column E:</u></b> <b>Subset of Qualifying Seasons</b></p> <p>The maximum number of qualifying years that can be used to calculate QS for each QS fishery is:</p>
<p>Pribilof red king and blue king crab (PIK)</p>	<p>4 of the 5 seasons beginning on:</p> <ol style="list-style-type: none"> <li>1. 09/15/1994 -- 09/21/1994;</li> <li>2. 09/15/1995 -- 09/22/1995;</li> <li>3. 09/15/1996 -- 09/26/1996;</li> <li>4. 09/15/1997 -- 09/29/1997; and</li> <li>5. 09/15/1998 -- 09/28/1998.</li> </ol>	<p>3 of the 5 seasons beginning on:</p> <ol style="list-style-type: none"> <li>1. 09/15/1994 -- 09/21/1994;</li> <li>2. 09/15/1995 -- 09/22/1995;</li> <li>3. 09/15/1996 -- 09/26/1996;</li> <li>4. 09/15/1997 -- 09/29/1997; and</li> <li>5. 09/15/1998 -- 09/28/1998.</li> </ol>	<p>in any 2 of the last 3 seasons prior to June 10, 2002 in the following fisheries (requirement waived for IUP holders fishing from vessels that were &lt; 60' LOA):</p> <ul style="list-style-type: none"> <li>▪ EAG,</li> <li>▪ WAG,</li> <li>▪ BSS, or</li> <li>▪ BBR.</li> </ul>	<p>4</p>
<p>St. Matthew blue king crab (SMB)</p>	<p>4 of the 5 seasons beginning on:</p> <ol style="list-style-type: none"> <li>1. 09/15/1994 -- 09/22/1994;</li> <li>2. 09/15/1995 -- 09/20/1995;</li> <li>3. 09/15/1996 -- 09/23/1996;</li> <li>4. 09/15/1997 -- 09/22/1997; and</li> <li>5. 09/15/1998 -- 09/26/1998.</li> </ol>	<p>3 of the 5 seasons beginning on:</p> <ol style="list-style-type: none"> <li>1. 09/15/1994 -- 09/22/1994;</li> <li>2. 09/15/1995 -- 09/20/1995;</li> <li>3. 09/15/1996 -- 09/23/1996;</li> <li>4. 09/15/1997 -- 09/22/1997; and</li> <li>5. 09/15/1998 -- 09/26/1998.</li> </ol>	<p>in any 2 of the last 3 seasons prior to 06/10/2002 in the following fisheries:</p> <ul style="list-style-type: none"> <li>▪ EAG,</li> <li>▪ WAG,</li> <li>▪ BSS, or</li> <li>▪ BBR.</li> </ul>	<p>4</p>
<p>Western Aleutian Islands golden (brown) king crab (WAG)</p>	<p>5 of the 5 seasons beginning on:</p> <ol style="list-style-type: none"> <li>1. 09/01/1996 -- 08/31/1997;</li> <li>2. 09/01/1997 -- 08/31/1998;</li> <li>3. 09/01/1998 -- 08/31/1999;</li> <li>4. 09/01/1999 -- 08/14/2000; and</li> <li>5. 08/15/2000 -- 05/28/2001.</li> </ol>	<p>3 of the 5 seasons beginning on:</p> <ol style="list-style-type: none"> <li>1. 09/01/1996 -- 08/31/1997;</li> <li>2. 09/01/1997 -- 08/31/1998;</li> <li>3. 09/01/1998 -- 08/31/1999;</li> <li>4. 09/01/1999 -- 08/14/2000; and</li> <li>5. 08/15/2000 -- 05/28/2001.</li> </ol>	<ol style="list-style-type: none"> <li>1. 09/01/1999 -- 08/14/2000;</li> <li>2. 08/15/2000 -- 05/28/2001; and</li> <li>3. 08/15/2001 -- 03/30/2002.</li> </ol>	<p>5</p>
<p>Western Aleutian Islands red king crab (WAI)</p>	<p>3 of the 4 seasons beginning on:</p> <ol style="list-style-type: none"> <li>11/01/92 through 01/15/1993;</li> <li>11/01/93 through 02/15/1994;</li> <li>11/01/94 through 11/28/1994; and</li> <li>11/01/95 through 02/13/1996.</li> </ol>	<p>3 of the 4 seasons beginning on:</p> <ol style="list-style-type: none"> <li>11/01/92 through 01/15/1993;</li> <li>11/01/93 through 02/15/1994;</li> <li>11/01/94 through 11/28/1994; and</li> <li>11/01/95 through 02/13/1996.</li> </ol>	<p>in any 2 of the last 3 seasons prior to 06/10/2002 in the following fisheries:</p> <ul style="list-style-type: none"> <li>▪ EAG,</li> <li>▪ WAG,</li> <li>▪ BSS, or</li> <li>▪ BBR.</li> </ul>	<p>3</p>

**Appendix II - Table 8 to Part 680 (adapted) -- Initial QS and PQS Pool for Each Crab QS Fishery**

<b>Crab QS Fishery</b>	<b>Initial QS Pool</b>	<b>Initial PQS Pool</b>
Bristol Bay red king crab - (BBR)	400,000,000 units	400,000,000 units
Bering Sea snow crab ( <i>C. opilio</i> ) – (BSS)	1,000,000,000 units	1,000,000,000 units
Bering Sea Tanner crab ( <i>C. bairdi</i> ) – (BST)	200,000,000 units	200,000,000 units
Eastern Aleutian Islands golden king crab – (EAG)	10,000,000 units	10,000,000 units
Pribilof Islands red and blue king crab – (PIK)	30,000,000 units	30,000,000 units
St. Matthew blue king crab – (SMB)	30,000,000 units	30,000,000 units
Western Aleutian Islands golden king crab (WAG)	40,000,000 units	40,000,000 units
Western Aleutian Islands red king crab (WAI)	60,000,000 units	60,000,000 units

**Appendix III - Table 9 to Part 680 (adapted) – Initial Issuance of Crab PS by Crab QS Fishery**

For each crab fishery...	The Regional Administrator shall calculate PQS for any qualified person based on that person's total legal purchase of crab in each of the crab QS fisheries for any...
Bristol Bay red king crab – (BBR)	3 seasons, beginning on: 1. 11/01/1997 – 11/05/1997; 2. 11/01/1998 – 11/06/1998; and 3. 10/15/1999 – 10/20/1999.
Bering Sea snow crab ( <i>C. opilio</i> ) – (BSS)	3 seasons, beginning on: 1. 01/15/1997 – 03/21/1997; 2. 01/15/1998 – 03/20/1998; and 3. 01/15/1999 – 03/22/1999.
Bering Sea Tanner crab ( <i>C. bairdi</i> ) – (BST)	Equivalent to 50% of the total legally processed crab in the Bering Sea snow crab fishery during the qualifying seasons established for that fishery, and 50 percent of the total legally processed crab in the Bristol Bay red king crab fishery during the qualifying seasons established for that fishery.
Eastern Aleutian Islands golden king crab – (EAG)	4 seasons, beginning on: 1. 09/01/1996 – 12/25/1996; 2. 09/01/1997 – 11/24/1997; 3. 09/01/1998 – 11/07/1998; and 4. 09/01/1999 – 10/25/1999.
Pribilof Islands red and blue king crab – (PIK)	3 seasons, beginning on: 1. 09/15/1996 – 09/26/1996; 2. 09/15/1997 – 09/29/1997; and 3. 09/15/1998 – 09/28/1998.
St. Matthew blue king crab – (SMB)	3 seasons, beginning on: 1. 09/15/1996 – 09/23/1996; 2. 09/15/1997 – 09/22/1997; and 3. 09/15/1998 – 09/26/1998.
Western Aleutian Islands golden king crab (WAG)	4 seasons, beginning on: 1. 09/01/1996 – 08/31/1997; 2. 09/01/1997 – 08/31/1998; 3. 09/01/1998 – 08/31/1999; and 4. 09/01/1999 – 08/14/2000.
Western Aleutian Islands red king crab (WAI)	Equivalent to the total legally processed crab in the Western Aleutian Islands golden king crab fishery during the qualifying seasons established for that fishery.